IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.16531 of 2008
SACHIN KUMAR SINHA
Versus
STATE OF BIHAR
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2 12.5.2008 Heard learned counsel for the petitioner, informant and the State.

The petitioner apprehends arrest in a case under Section 498A, 34 and 414 of the Indian Penal Code.

This petitioner is the husband of the victim lady Apart from the petitioner, five other persons are also accused in this case, who have been granted anticipatory bail by the lower court. The victim has died at her Naihar along with her father in accidental fire as a result of gas cylinder blast.

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It is submitted by the learned counsel for the petitioner that the entire case is false and basless.The real fact is that prior to marriage the victim was suffering from mental ailment. The petitioner and his family members got her treated at Ranchi by specialists. In spite of that she did not recover and ultimately she voluntarily left the house of the petitioner and went to live with her parents. In support of his contention a large number of prescriptions as well as the statement of father of the victim upon which U.D.case has been registered have been filed by the petitioner. It is further submitted that the petitioner is working as C.A. in Gujrat. He was willing to keep the victim with him but her parents always prevented her to go with the petitioner. Since the victim has already died in an unfortunate accident, now no purpose will be served to send the petitioner in jail

Learned counsel for the opposite party opposed the prayer for bail and submitted that the car which was given in the marriage is still with the petitioner. Learned counsel for the petitioner submitted that the petitioner is always ready to return the car to the mother of the victim.

Having regard to the facts and circumstances, in the event of arrest or surrender within four weeks of receipt of this order, the petitioner, namely, Sachin Kumar Sinha shall be released on bail on furnishing bail bond of Rs.10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Patna in Patliputra P.S.case No.110/07 subject to conditions as laid down under Section 438(2) Cr.P.C. as well as with a condition that that the petitioner shall return the car in question to the mother of the victim within two months of this order with intimation to this Court failing which the prosecution shall be at liberty to move for cancellation of bail.

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B.Jha **(Ghanshyam Prasad)**